

**ALVERSON, TAYLOR,**  
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 Attorneys for Defendant  
 SUNSHINE MILLS, INC.

BEFORE THE  
 JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

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 : 2:07CV682-PMP-LRL  
 : M.D.L.-1850  
 IN RE PET FOOD PRODUCTS  
 :  
 LIABILITY LITIGATION  
 :  
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*Picus v. Wal-Mart Stores, Inc., et al.*, Nev. Case No. CV-S-00682-PMP-LRL

**MOTION TO VACATE CONDITIONAL TRANSFER ORDER**

Sunshine Mills Inc., pursuant to Panel Rule 7.4(d), R.P.J.P.M.L., 181 F.R.D. 1 (1998),  
 respectfully moves this Panel to vacate its Conditional Transfer Order of June 28, 2007, because  
 transfer is inappropriate in this case for the reasons set forth in the attached brief.

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ALVERSON, TAYLOR, MORTENSEN & SANDERS  
 LAWYERS  
 7401 WEST CHARLESTON BOULEVARD  
 LAS VEGAS, NEVADA 89117-1401  
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WHEREFORE Defendant requests that the Panel grant its Motion to Vacate the Conditional transfer Order and remand the above referenced case to the United States District Court for the District of Nevada.

DATED: this 25 day of July 2007

ALVERSON, TAYLOR,  
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**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on the 27<sup>TH</sup> day of July, 2007, service of the foregoing **MOTION TO VACATE CONDITIONAL TRANSFER ORDER** was made this date by depositing a true copy of the same for mailing, first class mail at Las Vegas, Nevada, addressed as follows:

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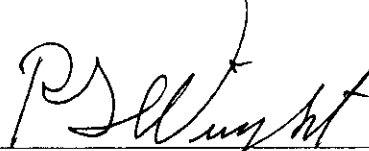
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5 and has been mailed to the Clerk of the district court where this action is pending as follows:

6 Clerk of the United States District Court  
7 District of Nevada-Las Vegas  
8 333 Las Vegas Blvd.  
9 Las Vegas, NV 89101

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11 An Employee of ALVERSON, TAYLOR,  
12 MORTENSEN & SANDERS

13 N:\kurt.grp\CLIENTS\16900\16919\pleading\motion to vacate cto.wpd

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